

# UNITED STATES DISTRICT COURT

for

Eastern District of Washington

U.S.A. vs.

Gardner, Amber Joy

Docket No.

0980 2:16CR00105-TOR-1

## **Petition for Action on Conditions of Pretrial Release**

COMES NOW Erik B. Carlson, PRETRIAL SERVICES OFFICER, presenting an official report upon the conduct of defendant Amber Joy Gardner, who was placed under pretrial release supervision by the Honorable U.S. Magistrate Judge John T. Rodgers, sitting in the Court at Spokane, Washington, on the 9<sup>th</sup> day of June 2016 under the following conditions:

**Standard Condition #1:** Defendant shall not commit any offense in violation of federal, state or local law. Defendant shall advise the supervising Pretrial Services Officer and defense counsel within one business day of any charge, arrest, or contact with law enforcement. Defendant shall not work for the United States government or any federal or state law enforcement agency, unless Defendant first notifies the supervising Pretrial Services Officer in the captioned matter.

**Special Condition #9:** Defendant shall refrain from the use or unlawful possession of a narcotic drug or other controlled substances defined in 21 U.S.C. § 802, unless prescribed by a licensed medical practitioner in conformance with Federal law. Defendant may not use or possess marijuana, regardless of whether Defendant has been authorized medical marijuana under state law.

**Special Condition #27:** Prohibited Substance Abuse Testing: If random urinalysis testing not done through a treatment program, random urinalysis testing shall be conducted through Pretrial Services, and shall not exceed (6) times per month. Defendant shall submit to any method of testing required by the Pretrial Service Office for determining whether the Defendant is using a prohibited substance. Such methods may be used with random frequency and include urine testing, the wearing of a sweat patch, a remote alcohol testing system, and/or any form of prohibited substance screening or testing. Defendant shall refrain from obstructing or attempting to obstruct or tamper in any fashion, with the efficiency and accuracy of prohibited substance testing.

RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT FOR CAUSE AS FOLLOWS:

(If short insert here; if lengthy write on separate sheet and attach.)

**Violation #1:** The defendant was cited for no driver's license on person and operating a motor vehicle without insurance on November 3, 2016.

**Violation #2:** The defendant was cited for third degree driving while license suspended; speeding 5 miles per hour over limit; operating a motor vehicle without insurance; and no driver's license on person.

**Violation #3:** The defendant was arrested for possession of controlled substance (felony) and third degree theft (shoplifting) on December 7, 2016.

**Violation #4:** The defendant was allegedly found to be in possession of methamphetamine.

**Violation #5:** The defendant failed to report for drug testing on October 17, and 19, 2016.

**Re: Gardner, Amber Joy****December 12, 2016****Page 2**

PRAYING THAT THE COURT WILL ORDER A WARRANT

---

I declare under the penalty of perjury  
that the foregoing is true and correct.

Executed on: December 12, 2016

by s/Erik Carlson

Erik Carlson  
U.S. Pretrial Services Officer

---

---

**THE COURT ORDERS**

- ☐ No Action  
☒ The Issuance of a Warrant  
☐ The Issuance of a Summons  
☐ The incorporation of the violation(s) contained in this  
petition with the other violations pending before the  
Court.  
☒ Defendant to appear before the Judge assigned to the case.  
☐ Defendant to appear before the Magistrate Judge.  
☐ Other



---

Signature of Judicial Officer

December 13, 2016

Date